

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – M.A. & U.D. Department – Allegations of allowing unauthorised construction (Multi storied Commercial Complex) in D.No.47-14-11/A at Dwaraka Nagar Main Road, Visakhapatnam - Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of charges framed against Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam– Enquiry conducted–Further action dropped - Orders - Issued.

MUNICIPAL ADMN & URBAN DEVELOPMENT (Vig.III) DEPARTMENT

G.O.Rt.No. 631

Dated: 03/06/2010

Read the following:

1. G.O.Rt.No.36, M.A. & U.D (Vig.III) Dept., Dated:07.01.2006.
2. From Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, Written Statement of Defence, Dated : 04.03.2006.
3. G.O.Rt.No.491, M.A.& U.D.(Vig.III) Dept., Dated : 04.05.2006.
4. G.O.Rt.No.701, MA & U.D.(Vig.III) Dept., Dated : 16.05.2008.
5. From Smt.Chandana Khan, IAS., Commissioner of Inquiries & Inquiring Authority, D.O.Letter No.784/COI-CK/A4/2008, Dated : 09.02.2009.
6. Govt.Memo.No.18013/Vig.III/2005-11, M.A. & U.D.(Vig.III) Dept., Dated : 06.06.2009.
7. From Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, Written Explanation, Dated: 02.07.2009.

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ORDER :

In the reference 1st read above, Government have framed charges against Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, for allowing to raise the unauthorised construction (Multi storied Commercial Complex) in D.No.47-14-11/A at Dwaraka Nagar Main Road, Visakhapatnam.

2. In the reference 2nd read above, Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, has submitted his Written Statement of Defence. After examination of the Written Statement of Defence, Government have appointed Sri S.Satyanarayana, Member, Commissionerate of Inquiries as Inquiry Authority to enquire into the matter, in the reference 3rd read above. Subsequently, the enquiry has been re-assigned to Smt.Chandana Khan, IAS., Commissioner of Inquiries, in the reference 4th read above.

3. In the reference 5th read above, the Inquiry Authority has submitted her report to Government, wherein she held that the Charged Officer Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, is primarily guilty of the charges.

4. In the reference 6th read above, a copy of the Enquiry Report has been communicated to Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, in terms of Rule 21(2) of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991, for submission of his explanation on the findings of Inquiry Authority.

5. In the reference 7th read above, Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, has submitted his Written Explanation, wherein he has stated that he was assumed charge as City Planner, Municipal Corporation of Visakhapatnam on 13-6-2003 and continued there as such till 22-10-2004 and during the period he was also kept additional charge of the post of Regional Deputy Director, Town & Country Planning, Visakhapatnam, from 18-06-2003–29-08-2004 and that as per the proceedings of the Commissioner,

(P.T.O.)

Visakhapatnam Municipal Corporation, the identical powers were also delegated to the Assistant City Planners, he was not directly responsible for the building activity going against to Zoning Regulations. The applicant has approached the Hon'ble High Court of A.P. and filed cases against the Corporation. The Hon'ble High Court has given status-quo orders in various W.Ps filed by the owner. In view of this legal restriction, violated portions of building could not be taken down. While submitting the above, Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, has requested the Government to take a lenient view against him in the matter considering the facts mentioned and pass appropriate orders, exonerating him from the charges and to drop further action in the matter.

6. Government, after careful examination of the entire matter, observe that, Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, was holding additional charge of the post of Regional Deputy Director, Town & Country Planning, Visakhapatnam and that the powers were delegated by the Commissioner to the Assistant City Planners, he may not be directly held responsible for the building activity. In the light of the above, Government decided to exonerate Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam, presently working as Chief City Planner, Vijayawada Municipal Corporation, from the charges and to drop further action against him in the matter.

7. Accordingly, Government hereby exonerates Sri P.Thimma Reddy, the then Chief Planner, Municipal Corporation, Visakhapatnam, presently working as Chief City Planner, Vijayawada Municipal Corporation, from the charges and drop further action against him, in the matter.

8. The Director of Town & Country Planning, Hyderabad, shall take further necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**T.S.APPA RAO
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri P.Thimma Reddy, the then City Planner, Municipal Corporation, Visakhapatnam and presently working as Chief City Planner, Vijayawada Municipal Corporation, Vijayawada, through the Director of Town & Country Planning, Hyderabad.

Copy to :

The Director of Town & Country Planning,
Hyderabad.

The Secretary, A.P.Vigilance Commission.

SF/SCs

//FORWARDED :: BY ORDER//

SECTION OFFICER